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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CRIMINAL JURISDICTION

CRIMINAL APPLICATION NO.2879 OF 2006

The State of Maharashtra).. Applicant

Versus

Sayeed Rashid Shaikh and others).. Respondents

Dr.F.R. Shaikh, Additional Public Prosecutor, for the Applicant.

CORAM : V.G.PALSHIKAR, Acg.C.J. & SMT. NISHITA MHATRE, J.

DATED : 26TH SEPTEMBER 2006

P.C.:

. Perused the impugned order of acquittal. Considered the reasoning and the facts as marshalled by the trial Judge. It is obviously a case of two factions fighting each other. The evidence, according to the learned Judge, is contradictory in several respects. Coherent story of the prosecution does not come out nor is proved completely. In such circumstances, no purpose will be served by granting leave to appeal. Hence, application for leave to appeal rejected.